IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MS JUSTICE G.ROHINI**

**WRIT PETITION NO: 7518 of 2005**

Between:

1. Hindu College & High School, Guntur rep by its Secretary and

Correspondent
2 R.V.S.C.V.S. High School Chilakaluripet Guntur District rep by its

Secretary and Correspondent
3 Sri Rama High School, Motadaka Gundur District rep by its Secretary

and Correspondent
4 T.M.Rao High School, Bharriprolu Guntur District rep by its Secretary

and Correspondent
5 Y.R. High School, Dhulipudi, Guntur District rep by its Secretary and

Correspondent
6 Sri Narasimha High School, Palapakku (PO) Guntur District rep by its

Secretary and Correspondent
7 K.C. High School, Kothareddy palem Chebrole, Guntur District rep by

its Secretary and Correspondent
8 S.V.N.A. High School, Chatragadda Repalle, Guntur District rep by its

Correspondent
9 V.P. & G.S.M. High School Surepalli, Bhattiprolu Mandal, Guntur

District rep by its Correspondent
10 Bandlamudi Hanumayamma Hindu Girls Junior College (HS) Guntur

District rep by its Correspondent
11 G.C.S.S. Junior College, Sangadigunta Guntur District rep by its

Secretary and Correspondent

12 S.V.V.High School Committee Tadikonda, Guntur District rep by its

Secretary and Correspondent
13 G.V.K. Girls High School Committee Tadikonda, Guntur District rep by

its Secretary and Correspondent
14 S.M.V.S.Ele. School Tadikonda, Guntur District rep by its Secretary

and Correspondent
15 Bhagawan Sri Satya Sai High School, Repalle Guntur District rep by its

Secretary and Correspondent
16 St. Joseph's High School, Rentachintala, Guntur District rep by its

Secretary and Correspondent
17 S.R.M.O. High School, Guntur rep by its Secretary and Correspondent
18 Pattabhipuram High School, Guntur-522 006 rep by its Secretary and

Correspondent
19 Sri Majety Gurvaiah High School, Guntur-2 rep by its Secretary and

Correspondent
20 L.L.R. Elementary School, Rentachintala Guntur District rep by its

Secretary and Correspondent
21 Y.RS. High School, Rentachintala Guntur District rep by its Secretary

and Correspondent
22 R.K. High School Chakalakonda, Nellore District, rep by Correspondnet
23 R.K. Upper Primary School, Banglathota, Nellore-2 rep by

Correspondent
24 R.K. Aided Elementary School, Chakalakonda, Nellore District rep by

Correspondent

**..... PETITIONERS**

AND

1 The State of A.P., rep by Secretary to Government Education

Department Secretariat, Saifabad, Hyderabad.
2 The Commissioner & Director School Education, A.P., Hyderabad.
3 The District Educational Officer, Guntur.
4 The District Educational Officer, Nellore.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ order or direction more particularly one in the nature of Writ of Mandamus declaring is illegal, arbitrary the action of the Respondent in not paying the Maintenance Grants to the petitioner schools in terms of G.O.Ms.No.320 Education dt.16-09-1994 for 2002-03 and 2003-04 and issue a Consequential

direction to the respondents to forthwith pay the Maintenance Grant to the petitioner Schools.

**Counsel for the Petitioner: MR.AKA.VENKATARAMANA**

**Counsel for the Respondents: GP FOR SCHOOL EDUCATION**

**The Court at the stage of admission made the following:**

**HONOURABLE MS.JUSTICE G.ROHINI**

WRIT PETITION NO.7518 OF 2005

**ORDER:**

The petitioners seek a writ of Mandamus declaring the action of the respondents in not paying the Maintenance Grants to the petitioners' Schools in terms of G.O.Ms.No.320 Education dated 16-09-1994 for the academic year 2002-03 and 2003-04, as arbitrary and illegal.

When the matter is taken up for consideration, the learned counsel for the petitioner as well as the learned Government Pleader for School Education appearing for the respondents has brought to my notice that the issue involved in this writ petition is clearly covered by the judgment of this Court in W.P.No.19400 of 2001 dated 18-09-2001.

Accordingly, following the decision in W.P.No.19400 of 2001, the writ petition is disposed of with a direction to the respondents to release the Maintenance Grants to the petitioners' Schools in terms of G.O.Ms.No.320 Education (PS-2) Department dated 16-09-1994, within a period of three months from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No costs.

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G.ROHINI, J

13th April, 2005

**Note:**

Furnish CC within one week.

B/o.

SKM

To

1 The Secretary to Government , Education

Department, State of A.P., Secretariat, Saifabad, Hyderabad
2 The Commissioner & Director School Education, A.P., Hyderabad
3 The District Educational Officer, Guntur
4 The District Educational Officer, Nellore

5 Two C.Cs. to G.P. for School Education, High Court

Buildings, High Court of A.P., Hyderabad (OUT)

6 Two C.D. copies.

*Form-NIC-OGS/WP{**TRT**}*